GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department – Sri K. Somaiah, the then PAO, Prakasam District - Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 12 Dated: 07-01-2020.

ORDER:

It is proposed to hold an inquiry against Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district is further informed that if he does not submit his Written Statement of Defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Somaiah, the then Pay & Accounts Officer, Prakasam district through the Finance (Admn-II) Deptt., A.P. Secretariat, Velagapudi..
The Finance (Admn.II) Department, A.P. Secretariat, Velagapudi(with a request to serve and return the acknowledged copy and Written Statement of Defence).
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
Copy to:
The Panchayat Raj & Rural Development (Estt.I) Department.
The Finance (Admn-II) Department, A.P. Secretariat, Velagapudi.
The Secretary, APVC, A.P. Secretariat, Velagapudi
S.f./S.c.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI K. SOMAIAH, THE THEN PAO, PRAKASAM DISTRICT

CHARGE:-

That the said Sri K. Somaiah, the then PAO, Prakasam district has misused his official position for his personal gains in contravention of conduct Rules 1964 and committed irregularities in processing the CC bills for payment on the works "Providing BT to the road from Rajupalem to Guntupalli via Routhupalli and Payalapalli" in Prakasam District. Rs.550.00/530.00 lakhs thereby caused loss to Govt. to a tune of Rs.43,46,125/- (Rupees Forty three lakhs forty six thousand and one twenty five only).

Thus, Sri K. Somaiah, the then PAO, Prakasam district, by his above mentioned acts, has exhibited lack of integrity, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant, in contravention of Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER

ANNEXURE–II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI K. SOMAIAH, THE THEN PAO, PRAKASAM DISTRICT

The General Administration (V&E) Department have verified the work " Providing BT to the road from Rajupalem to Gunthapalli via Routhupalli and Payalapalli" in Prakasam district on 5.8.2015, 28.11.2015 and 09.12.2015 and furnished a report vide Vigilance Report No.7, dated:10.02.2016 and observed that the PAO has made the payment without withhold payment for CC pavement and get core test done as those cores have not attained the required compressive strength, even though instructions issued by the departmental Quality Control Wing.

From the above findings, it is clear that Sri K. Somaiah, the then PAO, Prakasam District has processed the CC bills and payable Rs.550.00/530.00 lakhs thereby caused loss to Govt. to a tune of Rs.43,46,125/-.

Thus, the above Government servant has failed to discharge his legitimate duties properly and acted for his personal gain, in contravention of Andhra Pradesh Civil Services (Conduct) Rules, 1964. Hence, the charge.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI K. SOMAIAH, THE THEN PAO, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.7 (C.No.1012-/V&E/E/2015), Dated:10.02.2018

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI K. SOMAIAH, THE THEN PAO, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED

NIL

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER